

**UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION**

**IN RE: REALPAGE, INC., RENTAL  
SOFTWARE ANTITRUST LITIGATION  
(NO. II)**

**Case No. 3:23-MD-3071  
MDL No. 3071**

**This Document Relates to:  
ALL CASES**

**Chief Judge Waverly D. Crenshaw, Jr.**

**NOTICE PURSUANT TO PARAGRAPH 10 OF THE JUNE 1, 2023 ORDER  
CONCERNING DEFENDANTS WHO WERE NAMED IN THREE OR FEWER CASES**

Pursuant to Paragraph 10 of this Court’s Order (the “Order”), issued on June 1, 2023 [ECF 243], Defendants<sup>1</sup> who were named in three or fewer cases provide notice that they are willing to participate in early mediation.<sup>2</sup> Such Defendants propose Hon. Ellen Hobbs Lyle (Ret.) as mediator for such a mediation.<sup>3</sup>

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<sup>1</sup> Twenty Defendants who were named in three or fewer cases signed this Notice: Allied Orion Group, LLC, Apartment Income REIT Corp., d/b/a AIR Communities, Brookfield Properties Multifamily LLC, CA Ventures, Campus Advantage, Inc., Cardinal Group Holdings LLC, CH Real Estate Services, LLC, Conti Capital, Dayrise Residential, LLC, Essex Property Trust, Inc., Knightvest Residential, Kairoi Management LLC, Lantower Luxury Living LLC, Lyon Management Group, Inc., Morgan Properties Management Company, LLC, The Related Companies, L.P and Related Management Company, L.P., Rose Associates Inc., Sherman Associates, Inc., Simpson Property Group, LLC (incorrectly named as Simpson Property Group, LLP) and Windsor Property Management Company.

<sup>2</sup> Defendants submit this notice subject to and without waiver of the arguments raised in Defendants’ pending motions to dismiss, including Defendants’ Motion to Dismiss Multifamily Plaintiffs’ First Amended Consolidated Class Action Complaint [ECF 340], LRO Defendants’ Rule 12(b)(6) Motion to Dismiss for Failure to State a Claim [ECF 323], Defendant CH Real Estate Services, LLC’s Motion to Dismiss for Lack of Personal Jurisdiction [ECF 327], and Defendant Rose Associate Inc.’s Motion to Dismiss for Lack of Jurisdiction and Improper Venue [ECF 343].

<sup>3</sup> A different group of mediators will be proposed by the full group of all Defendants in response to Paragraph 8 of the Order.

DATED: July 24, 2023

Respectfully submitted,

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### **CERTIFICATE OF SERVICE**

I hereby certify that on July 24, 2023, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to all attorneys of record registered on the CM/ECF system.

DATED this 24th day of July, 2023.

/s/ /R. Dale Grimes

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